

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34749 of 2024

Arising Out of PS. Case No.-305 Year-2023 Thana- KOCHAS District- Rohtas

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Mohammad Arif Khan @ Md. Arif Khan Son of Nisar Khan Resident of
Village - Akhani, P.S.- Nowan, District - Kaimur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Singh, Advocate
For the State : Mr. Tarkeshwar Nath Thakur, APP

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 23-05-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends their arrest in connection
with Kochas P.S. Case No. 305 of 2023 registered for the offence
punishable under Section 30(a) of Bihar Prohibition and Excise
Act.

3. As per the prosecution case, it is a case of recovery
of 511.56 litres of foreign liquor from the Scorpio bearing
registration no. UP50BQ6362.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and have falsely been implicated in the
present case. He further submits that nothing recovered from the
conscious possession of the petitioner.

5. However, learned APP for the State vehemently



opposed the prayer for regular bail.

6. On perusal of the FIR and impugned order dated 28.02.2024, it appears that the petitioner is the liner of the aforesaid occurrence further co-accused Manish Yadav informed police that he was involved in the illegal trade of liquor with petitioner Md. Arif Khan and who was leading them on his Bolero Pick-up moreover the petitioner is named in the FIR. Considering all aspects of the case, I am not inclined to grant bail of the petitioner.

7. Accordingly, the prayer for anticipatory bail of the petitioner is hereby rejected.

(Ramesh Chand Malviya, J)

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